

JUSTIFICATION AND APPROVAL FOR  
USE OF OTHER THAN FULL AND OPEN COMPETITION

1. CONTRACTING ACTIVITY:

Architect-Engineer/Construction Contracts Branch, Naval Facilities Engineering Command, Pacific Division, Joint Base Pearl Harbor Hickam, Hawaii.

2. DESCRIPTION OF THE ACTION BEING APPROVED:

Work Order No. (WON) 1365442, FY15 MCON Project P-861, Facility Modification for VMU, MWSD, & CH53E, Marine Corps Base Hawaii, Kaneohe, Hawaii, will specify by brand name a transceiver for the Eaton (formerly known as MadahCom) Mass Notification System (MNS).

3. DESCRIPTION OF SUPPLIES/SERVICES:

The Navy intends to purchase and install three (3) Eaton transceivers. These transceivers must be tested and listed by a Nationally Recognized Testing Laboratory (NRTL), must have a self-diagnostic built-in test (BIT) that can report fault conditions and changes in monitored parameters via the internal control channel, shall be capable of delivering two channels of broadband audio and two line-level audio channels and shall be compatible with the existing Eaton equipment that is installed on base.

4. STATUTORY AUTHORITY PERMITTING OTHER THAN FULL AND OPEN COMPETITION:

The statutory authority 10 U.S.C. 2304(c)(1) - Only one responsible source and no other supplies or services will satisfy agency requirements.

5. RATIONALE JUSTIFYING USE OF CITED STATUTORY AUTHORITY:

a. The Department of Defense has mandated installation of MNS at all military facilities. [REDACTED]

[REDACTED] Marine Corps Base Hawaii (MCBH), through the COMNAVREG Hawaii JP Guardian contractor, installed MNS with speakers, antenna, batteries and electronic packages on Navy and Marine Corps properties on Oahu.

b. The Eaton system was selected by the JP Guardian Program contractor after careful consideration of equipment that was available commercially and equipment that was currently installed at DoD facilities. The selection of the Eaton system was accepted by the Department of Defense as the MNS provider.

6. DESCRIPTION OF EFFORTS MADE TO SOLICIT OFFERS FROM AS MANY OFFERORS AS PRACTICABLE:

In accordance with FAR 6.302-1, an announcement was recently published in February 2014 in the Navy Electronic Commerce Online (NECO) and Federal Business Opportunities (FBO) websites seeking any and all sources that could provide for a transmitter that has the same fit and function as an Eaton transceiver and that would be compatible with existing Eaton equipment located on base. This announcement was for Solicitation No. N62742-15-R-1301, FY14 MCON P-907 MV-22 Parking Apron/Infrastructure and FY14 MCON P-908, MV-22 Hangar, Marine Corps Base Hawaii, Kaneohe, Hawaii, for the same Eaton transceiver. No responses were received for this announcement. The information obtained from this announcement is deemed current and is, therefore, applied to the instant J&A.

7. DETERMINATION OF FAIR AND REASONABLE COST:

The Government's estimate cost of [REDACTED] for the transceivers ([REDACTED]) was derived by the use of the RS Means cost data and reference book. An independent Government Estimate will be prepared for the construction

project, which will include the estimated value for the Eaton transceivers. Therefore, the estimated price of the Eaton transceiver will be competitively priced as construction projects have historically attracted numerous offers. Fair and reasonable pricing will be obtained by competition.

8. ACTIONS TAKEN TO REMOVE BARRIERS TO FUTURE COMPETITION:

This is a one-time procurement. Although the utilization of a brand name in this project is indicated by this J&A, each future project that includes an Eaton transceiver, outside of one year of approval of the J&A for Solicitation No. N62742-15-R-1301, will conduct the same market survey to ascertain the availability of new technology that may provide for other sources to meet the Government's needs. Should any other offers for compatible transmitters be submitted during the source selection process, the Government will consider each as applicable.

### CERTIFICATIONS AND APPROVAL

I certify that the facts and representations under my cognizance which are included in this Justification and its supporting acquisition planning documents, except as noted herein, are complete and accurate to the best of my knowledge and belief.

#### TECHNICAL/REQUIREMENTS CERTIFICATION:

#### APPROVING OFFICIAL (NFAS 6.304)

Upon the basis of the above justification, I hereby approve the solicitation of the proposed procurement(s) described herein using other than full and open competition, pursuant to the authority of 10 U.S.C. 2304 (c)(1).

  
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10/27/2014  
Date

AE/Construction Contracts Division Director